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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Luther, et al.

Appl. No. : 10/003,782

Filed : October 31, 2001

For : UNIVERSAL PASSIVE
PROTECTOR FOR AN IV
CATHETER

Examiner : Unknown

) Group Art Unit: 3763

) I hereby certify that this correspondence and all
) marked attachments are being deposited with the
) United States Postal Service as first-class mail in
) an envelope addressed to: United States Patent
) and Trademark Office, P.O. Box 2327,
) Arlington, VA 22202, on

) December 17, 2002

) (Date)

) 
) Steven J. Natapolsky, Reg. No. 37,668

PETITION TO REVIVE UNINTENTIONALLY
ABANDONED APPLICATION PURSUANT TO
37 C.F.R. § 1.137(b)

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OFFICE OF PETITIONS

United States Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Dear Sir:

Applicants hereby petition under 37 C.F.R. § 1.137(b) to revive the above-referenced unintentionally abandoned patent application. On October 31, 2001, Patent Application No. 10/003,782 was filed with the United States Patent and Trademark Office. This application included a Request and Certification Under 35 U.S.C. § 122(b)(2)(B)(I) to withhold the application from publication.

On October 31, 2002, PCT Application No. PCT/US02/35282 was timely filed with the European Patent and Trademark Office. Therefore, the expiration of forty-five (45) days from the date of filing the PCT Application was Saturday, December 15, 2002, in order for Applicant to rescind the request for nonpublication made under 35 U.S.C. § 122(b)(2)(B)(i). The Rescindment of Nonpublication Request Under 35 U.S.C. § 122(B)(2)(b)(ii) and 37 CFR 1.213(b) is being filed herewith, one business day after the forty-five (45) day deadline.

The entire delay between the forty-five (45) day deadline and the filing of this petition was unintentional. The filing of the Rescindment of Nonpublication Request document herewith satisfies the reply requirement of 37 C.F.R. § 137(c), in accordance with 37 C.F.R. § 137(f).

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Applicants respectfully request that U.S. Patent Application No. 10/003,782 be returned to pending status and assigned to an Examiner for further consideration.

Enlosed is a check for \$640 for the petition fee.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: December 17, 2002

By: 

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